



#7
PATENT
CSI 1-005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application Of:
Stanley E. Katz and Alain Martin

Group Art Unit:

Serial No.: 09/846,722

Examiner:

Filed: 1 May 2001

For: **Method and Composition for Treating Mammalian Nasal and Sinus Diseases Caused By Inflammatory Response**

Assistant Commissioner for Patents
Washington, D.C. 20231
Box NFMP

**TRANSMITTAL LETTER FOR APPLICANTS' DECLARATION AND
POWER OF ATTORNEY PURSUANT TO 37 C.F.R. SECTION 1.63**

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted, dated 28 June 2001, in the above-identified patent application, applicant encloses herewith an executed Declaration and Power of Attorney for filing in the above-identified patent application.

Applicant's attorney encloses a Credit Card Payment Form in the amount of \$65.00 to cover the surcharge for the late filing of the Declaration pursuant to 37 C.F.R. Section 1.16(e). Applicant's attorney authorizes the Examiner to charge Deposit Account 13-4822 if there are any additional charges in connection with this matter. A duplicate of this transmittal letter is attached.

By Richard R. Muccino
Richard R. Muccino
Reg. No. 32,538
Attorney for Applicant(s)

Direct communications to:
Richard R. Muccino
758 Springfield Avenue
Summit, New Jersey 07901
(908) 273-4988

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. SECTION 1.8

I hereby certify that this correspondence is being deposited, pursuant to 37 C.F.R. Section 1.8, with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 28th of August, 2001.

By Richard R. Muccino 28 Aug 01
Richard R. Muccino date
Reg. No. 32,538



#7

Attorney Docket No. CSI 1.0-005CIP

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

(Patent, Design or CIP Application)

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:**Method and Composition for Treating Mammalian Nasal and Sinus Diseases Caused By Inflammatory Response**

the specification of which:

(check one)

_____ is attached hereto.

X was filed on 1 May 2001 as

Application Serial No. 09/846,722

and was amended on _____
(if applicable)_____ was described and claimed in
International Appln. No. _____,
filed on _____,
and was amended on _____
(if applicable)**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. SECTION 1.8**I hereby certify that this correspondence and the documents referred to as enclosed are being deposited, pursuant to 37 C.F.R. Section 1.8, with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 28th of August, 2001.By Richard R. Muccino 28 Aug 01
Richard R. Muccino date
Reg. No. 32,538

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Application Number	Country	Filing Date	Priority Claimed

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial No.	Filing Date	Status (Patented, Pending, Abandoned)
09/348,698	7 July 1999	Pending
09/312,168	14 May 1999	Pending

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s), to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Richard R. Muccino
Charles A. Gaglia, Jr.

Registration No. 32,538
Registration No. 31,014

Send correspondence to:

Richard R. Muccino
758 Springfield Avenue
Summit, New Jersey 07901

Direct telephone calls to:

facsimile (908) 273-4988
(908) 273-4679

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of
first Inventor

Stanley E. Katz

Residence
and mailing address

369 Riva Avenue
Milltown, New Jersey 08850

Inventor's signature

Stanley E. Katz

Date

May 24, 2001

Country of
Citizenship

United States of America

Full name of
second Inventor

Alain Martin

Inventor's signature



Date

5/3/2001

Residence and
Mailing Address

31 Country Club Road
Ringoes
New Jersey 08551

Country of
Citizenship

United States of America

Title 37, Code of Federal Regulations, Section 1.56(a)

A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.